

REMARKS

In the Office Action mailed on June 16, 2004, claims 4, 5, 7, 9, 11, 13, 16, 20, 21, 24, 30, 34-36, and 59-62 were pending. Claims 4, 5, 7, 9, 11, 13, 20, 21, 24, 34-36, 59 and 62 were allowed. Claims 16, 30, 60 and 61 were rejected.

Claims 16, 60 and 61 have been amended. The proposed amendments do not contain new matter. The subject matter of the amendments can be found in the originally filed specification and in the originally filed claims, among other places. Applicants respectfully request admission of the amended claims 16, 60 and 61.

Claim 30 has been canceled and is no longer at issue.

I. Specification

In the Office Action at page 2, the Examiner stated that a substitute specification is required pursuant to 37 CFR 1.125(a) because of the numerous handwritten changes. As requested, a substitute application is attached that contains subject matter from the original specification and any previously entered amendments under 37 CFR 1.121.

II. Rejection under 35 U.S.C. § 112

In the Office Action at page 2, claims 16, 30, 60 and 61 were rejected under 35 U.S.C. § 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which Applicants regard as the invention. Specifically, the Examiner stated the following:

Claim 16 refers to "the first dielectric film of the third dielectric layer", and there is insufficient antecedent basis for this limitation.

Claim 30 is dependent upon claim 29 which was canceled. Further, claim 30 refers to "the alloy oxide film", and there is insufficient antecedent basis for this limitation.

Claim 60, line 6, refers to "the primer layer", and it is not clear which primer layer is referred to.

Claim 61, line 6, refers to "the primer layer", and it is not clear which primer layer is referred to.

Claims 16, 60 and 61 have been amended to overcome the rejection, and claim 30 has been canceled. As a result, Applicants respectfully request the withdrawal of the rejection of claims 16, 60 and 61 under 35 U.S.C. §112, second paragraph.

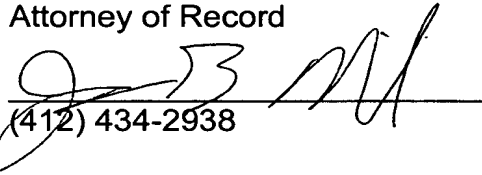
III. Conclusion

In light of the amendments and remarks presented in this correspondence, Applicants respectfully request the withdrawal of the rejection of claims 16, 60 and 61 under 35 U.S.C. § 112, second paragraph, and allowance of claims 4, 5, 7, 9, 11, 13, 16, 20, 21, 24, 34-36, and 59-62.

If any questions remain about this application, the Examiner is requested to contact Applicants' attorney at the telephone number provided below. Thank you.

Respectfully submitted,

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